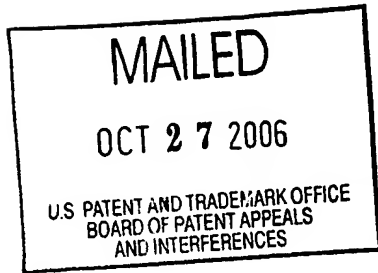


UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte YOSHIHIDE MURAKAMI  
and KATSUHIRO OKADA

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Application 10/028,914

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on September 29, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

The content under the heading “**SUMMARY OF CLAIMED SUBJECT MATTER**” contained in the Appeal Brief filed on March 20, 2006 does not provide a sufficient summary of the independent claims involved in the appeal, which, for each independent claim involved in the appeal, shall refer to the specification by page and line number, and to the drawing, if any, by reference

Application No. 10/028,914

characters. *See* 37 CFR § 41.37(c)(1)(v), in particular, the appellants did not map the claims to the specification.

A Supplemental Appeal Brief that is in compliance with 37 CFR § 41.37(c)(1)(v) is required.

Further, the appellants filed a paper entitled “AMENDMENT UNDER 37 C.F.R. § 1.111” on July 3, 2006. However, there is no indication that the Examiner considered the Amendment.

Accordingly, it is

**ORDERED** that the application is being electronically returned to the Examiner:

1) to have appellants submit a Supplemental Appeal Brief that is in compliance with 37 CFR § 41.37(c)(1)(v) for the “Summary of Claimed Subject Matter” section contained in the Appeal Brief filed on April 20, 2006;

2) for consideration of the Information Disclosure Statement; and

Application 11/031,733

3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: *GPE/Kyle for Dale Shaw*  
DALE M. SHAW  
Deputy Chief Appeals Administrator  
(571) 272-9797

GJH

cc: BAYER MATERIAL SCIENCE LLC  
100 BAYER ROAD  
PITTSBURCH, PA 15205